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& CO., MORGAN STANLEY DEAN WITTER,
AND J.P. MORGAN

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

IN re EXODUS COMMUNICATIONS, INC.
SECURITIES LITIGATION,

CASE NO. C-01-2661-MMC

This Document Relates to:

ALL ACTIONS.

**STIPULATION TO EXTEND TIME TO
ANSWER CORRECTED THIRD
AMENDED COMPLAINT; ~~PROPOSED~~
ORDER**

WHEREAS the Corrected Third Amended Complaint ("Complaint") in the above-captioned action was filed on April 29, 2005 and electronically served on that date; and

WHEREAS the Court issued an order on August 5, 2005 dismissing some of the claims asserted against the Underwriter Defendants in the Complaint and instructing the Underwriter Defendants to answer the Complaint by September 6, 2005; and

WHEREAS the Court, upon motion for reconsideration, denied defendant Ellen Hancock's motion to dismiss in part and directed Hancock to answer the Complaint on or before October 3, 2005; and

WHEREAS the parties previously stipulated to extend the time for the Underwriter Defendants to answer the Complaint in this action through and including October 3, 2005;

WHEREAS a case management conference has been scheduled to occur on October 21, 2005; and

1 WHEREAS all parties have agreed to extend the time within which defendants may answer
2 the Complaint up through and including October 11, 2005, which is still in advance of the case
3 management conference; and

4 WHEREAS all parties have further agreed to schedule the case management conference to
5 occur on October 28, 2005 in order to accommodate conflicts in the parties' schedules;

6 NOW THEREFORE, the parties hereby STIPULATE AND AGREE, and request the Court to
7 order, as follows:

8 All Defendants shall have to and including October 11, 2005 within which to file their
9 answers to the Complaint. The case management conference originally scheduled for October 21,
10 2005 is continued to October 28, 2005.

11 DATED: September 30, 2005

12 GIBSON, DUNN & CRUTCHER LLP

13
14 By: /s:/ Paul J. Collins

15 Paul J. Collins

16 Attorneys for Underwriter Defendants
17 GOLDMAN, SACHS & CO., MERRILL LYNCH &
18 CO., MORGAN STANLEY DEAN WITTER, AND
19 J.P. MORGAN

20 DATED: September 30, 2005

21 O'MELVENY & MYERS LLP

22 By: /s:/ David M. Furbush

23 David M. Furbush

24 Attorneys for Individual Defendants
25 R. MARSHALL CASE, DICK STOLZ, HERBERT A.
26 DOLLAHITE, ADAM W. WEGNER, SAM S.
27 MOHAMAD, BEVERLY BROWN, WILLIAM
28 YEACK, ELLEN M. HANCOCK

1 DATED: September 30, 2005

2 LERACH COUGHLIN STOIA GELLER RUDMAN &
3 ROBBINS LLP

4
5 By: /s:/ Reed R. Kathrein

6 Reed R. Kathrein

7 Attorneys for Plaintiffs

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10 ~~The Underwriter~~ Defendants' time within which to answer the Corrected Third Amended
11 Complaint is hereby extended to and including October 11, 2005. The case management conference
12 originally scheduled for October 21, 2005 is continued to October 28, 2005.

13 **IT IS SO ORDERED.**

14 DATED: October 3, 2005

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17 UNITED STATES DISTRICT JUDGE

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